

**CITY OF ENCINITAS
DEVELOPMENT SERVICES DEPARTMENT
LEGAL NOTICE OF PUBLIC HEARING
BY THE CITY COUNCIL**

PLACE OF MEETING: Council Chambers, Civic Center
505 S. Vulcan Avenue
Encinitas, CA 92024

IN COMPLIANCE WITH THE AMERICANS WITH DISABILITIES ACT/SECTION 504 REHABILITATION ACT OF 1973 AND TITLE VI, THIS AGENCY IS AN EQUAL OPPORTUNITY PUBLIC ENTITY AND DOES NOT DISCRIMINATE ON THE BASIS OF RACE, COLOR, ETHNIC ORIGIN, NATIONAL ORIGIN, SEX, RELIGION, VETERANS STATUS OR PHYSICAL OR MENTAL DISABILITY IN EMPLOYMENT OR THE PROVISION OF SERVICE. IF YOU REQUIRE SPECIAL ASSISTANCE TO PARTICIPATE IN THIS MEETING, PLEASE CONTACT THE CITY CLERK AT (760) 633-2601 AT LEAST 72 HOURS PRIOR TO THE MEETING. PLEASE NOTE THAT MASKS ARE REQUIRED INDOORS.

It is hereby given that the City Council will conduct a **Public Hearing on Wednesday, the 26th day of January 2022, at 6:00 p.m.**, or as soon as possible thereafter, to discuss the following item of the City of Encinitas:

CASE NUMBER: PLCY-004770-2021 (ZA/LCPA – Accessory Dwelling Units, California Coastal Commission Modifications); **APPLICANT:** City of Encinitas; **LOCATION:** City-wide; **PROJECT DESCRIPTION:** Public hearing to consider the introduction of City Council Ordinance No. 2022-3 to adopt the modifications suggested by the California Coastal Commission to City Council Ordinance No. 2020-10, amending Section 30.48.040 (Accessory Use Regulations) and Section 30.76.120 (Remodeling or Reconstruction of Residential Buildings with Structural/Use Nonconformity) of Title 30 of the Zoning Code and Local Coastal Program (LCP) to modify the regulations and requirements for accessory dwelling units (ADUs) and junior accessory dwelling units (JADUs), with the exception of the provisions regarding replacement parking. **ENVIRONMENTAL STATUS:** It has been determined that the proposed Ordinance is statutorily exempt from the requirements of the California Environmental Quality Act (CEQA) pursuant to Section 21080.17 of the Public Resources Code, which provides that CEQA does not apply to the adoption of an ordinance to implement the provisions of Section 65852.2 of the Government Code regarding accessory dwelling units. In addition, the amendments regarding junior accessory dwelling units are also exempt from environmental review pursuant to General Rule, Section 15061(b)(3) of the California Environmental Quality Act (CEQA) Guidelines since it can be seen with certainty that there is no possibility that the Ordinance may have a significant effect on the environment. **STAFF CONTACT:** Evan Jedynak, Associate Planner: 760-633-2686 or ejedynak@encinitasca.gov.

This project constitutes an amendment to the Local Coastal Program (LCP). If the City approves the amendment, the proposed LCP amendment must be submitted to the California Coastal Commission for review and adoption. The LCP amendment will not become effective until after adoption by the California Coastal Commission.

The draft ordinance is available for review at the City of Encinitas Development Services Department: Encinitas Civic Center, 505 South Vulcan Avenue, Encinitas, CA 92024 during normal

business hours, once open to the public and online at <https://encinitasca.gov/I-Want-To/Public-Notices/Development-Services-Public-Notices>.

Under California Government Code Section 65009, if you challenge the nature of the proposed action in court, you may be limited to raising only the issues you or someone else raised regarding the matter described in this notice or written correspondence delivered to the City at or before the time and date of the determination.

For further information, or to review the application prior to the hearing, please contact staff or contact the Development Services Department, 505 South Vulcan Avenue, Encinitas, CA 92024 at (760) 633-2710 or by email at planning@encinitasca.gov.